

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 915687364 US, on the date shown below in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: October 27, 2006

Signature:

Germaine Sarda
(Germaine Sarda)

Attorney's Docket No.: 564462001824
D1370-14US
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:
Jay M. SHORT, et al.

Application No.: 10/601,319

Confirmation No.: 6967

Filed: June 20, 2003

Art Unit: 1652

For: RECOMBINANT PHYTASES AND
METHODS OF MAKING AND USING THEM

Examiner: Delia M. Ramirez, Ph.D.

RESPONSE AND AMENDMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the non-final Office Action mailed July 25, 2006 ("the OA"), Applicants respectfully request entry of the amendment and consideration of the remarks set forth herein. A response to the Office Action was initially due October 25, 2006. Filed herewith is a Petition and fee for a one (1) month extension of time, thereby extending the deadline for response to November 25, 2006. Accordingly, this Response is timely filed.

Amendments to the specification begin on page 3 of this paper.

Amendment to the claims are reflected in the listing of claims which begin on page 6 of this paper.

Remarks begin on page 12 of this paper.

Applicant : Short, et al.
Serial No. : 10/601,319
Filed : June 20, 2003
Page : 2 of 21

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The following documents are also enclosed herewith:

- Transmittal letter
- Fee Transmittal (plus duplicate copy)
- Petition for Extension of Time
- Terminal disclaimer
- Supplemental Information Disclosure Statement (IDS)
- Form PTO/SB/08a/b
- 5 References